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# LEGALITIES



STATE DOCUMENTS COLLECTION

News from the  
State Law Library  
of Montana

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## NO BOOKS, NO LIBRARIES, NO LAW

In the Historical Sketch of the State Law Library of Montana, the development of the law library is traced from 1864 to the present. In addition it depicts the courts of Montana in territorial days.

When the first judges arrived to serve on the Montana Supreme Bench in 1864, "the only available law book was a paper-bound pamphlet containing the Acts of the Idaho Legislature passed the previous winter. The moment Montana became a separate territory the Idaho laws lost all force and effect within the boundaries of Montana. No books, no libraries, no law."

Ashburn K. Barbour, the author, convinces the reader "that Montana's collection of law books should be forever cherished as representing a hard-won struggle against discouraging odds."

We are grateful to Mr. Barbour, who served as law librarian from 1905 to 1937, for undertaking this report; to his successor, Adeline J. Clarke, who edited the report after his death; and to Chief Justice O.F. Goddard who recommended that the report be printed. Judith Meadows, the present law librarian, has updated this historical sketch to the present.

Copies of this publication are available free upon request from the law library.

## C.L.E. INFO

The time of year is fast approaching when we receive many requests for our audio and video cassette tapes. Reserve the video cassette of your choice without delay! Lists of the cassettes are available at the law library. Please keep in mind that determination and certification of the number of hours of C.L.E. credits you claim is a matter to be negotiated between you and the State Bar.

## WESTPAC REVISITED

On September 17, thirty-seven librarians from law schools, courts, corporations and law firms came to Helena to participate in the annual meeting of the Western Pacific Chapter of the American Association of Law Libraries. Twenty-four different institutions in nine states made the trek to Montana (most for the first time), and we think they were favorably impressed by our unique style of western hospitality!

Our good friends and colleagues Sue Nissen (Montana Power Company) and Margaret Webster (Crowley Law Firm) helped us with the incredible amount of time and work that went into planning and executing the meeting. Our visitors were entertained at the Montana Club, Grand Street Theatre, Frontier Town, and Deer Lodge when they weren't learning about management skills, program evaluation, and prison policy of the 1800's.

At our closing banquet at Frontier Town, we were entertained by Helena's own Montana Logging and Ballet Company. Their services were made possible by the very generous contributions of the practicing bar of our state. Our opening reception, sponsored by Montana Power Company and Mountain Bell, was attended by six of our seven Supreme Court Justices, our State Librarian, and many other distinguished guests. Chief Justice Jean Turnage took time away from his crowded calendar to welcome our guests at our opening business meeting. It was very gratifying to receive the support and encouragement of all of you. The entire staff thanks you!

#### STAFF'N STUFF

During her two years at the State Library and six plus years at the State Law Library, Sandra Jarvie has learned the library business from the inside out. As Coordinator of Circulation Services, Sandra oversees the comings and goings of the library's materials.

Sandra and her husband John are Red Lodge natives with two grown children. She is an outdoors, Snicker Bar, and beer enthusiast.

A graduate of the University of Wyoming, she plans to return to school in 1987 for her master's degree in library science. Sandra will be missed for her expertise, friendship, sense of humor, and soap box recitations. Good luck in the halls of academe!

#### SUMMER INTERN

This past summer, Patricia Johnson served as an administrative intern at the Law Library as part of her work for a master's degree in public administration. Her primary responsibility was to write a grant proposal to make Native American legal materials readily available throughout Montana. Writing this grant proposal was a tremendous task because of the number of people and viewpoints involved.

The State Law Library and its support institutions believe that there is a definite need for a grant to make Native American legal materials readily accessible to the people of Montana. Pat's work this summer has advanced that cause.

When not working on her MPA degree, Pat teaches physics and earth science at Capital High School and is active in city government. Recently, she was selected as Montana's candidate for the NASA Teacher in Space Program.

#### TERPIFIC TOMES

The Law Library's Native American legal materials are a good beginning toward a comprehensive collection. The following titles are available at the library.

General materials include American Indian Law in a Nutshell (KF/8205/.Z9/C36), American Indian Law Review (K/I/.M5), Felix Cohen's Handbook of Federal Indian Law (KF/8205/.C6/1982), The Great Father: The U.S. Government and the American Indians (KF/8205/P75) and Indian Law Reporter (KF/8201/.A3/I5).

Child welfare examples are Model Children's Code and Children's Court Rules (KF/8210/.C43/A93/1981) and Oversight of the Indian Child Welfare Act of 1978: Hearings (KF/8210/.C43/U5).

Decisions of the Indian Claims Commission, 1948-1981 (microfiche) and Decisions of the Interior Board of Indian Appeals, July, 1970- (KF/8204.5/.U5) report decisions in claims questions.

Indian court and justice resources include American Indians, American Justice (KF/8224/.C6/D4), Indian Self-Determination and the Role of Tribal Courts (KF/8224/.C6/I5/1982) and Indians and Criminal Justice (KF/8224/.C6/I58).

Indian Policy in the U.S.: Historical Essays (KF/8205/.P78) and Indian Self-Rule: First Hand Accounts of Indian-White Relations from Roosevelt to Reagan (KF/8205/.I49) illustrate federal government relations with Native Americans.

Montana Indian materials include Indian Jurisdiction (Reserve/KFM/9505.6/.A95/I5), Montana Indian Reservation Historical Jurisdiction Study (Reserve/KFM/9505.6/.J8/M66 & microfiche) and Treaties and Statutes Pertaining to Montana Indian Reservations (KFM/9505.6/.L38/T73).

Examples of titles on treaties are Early American Indian Documents: Treaties and Laws, 1607-1789 (KF/8202/1979), Kappler's Indian Affairs: Laws and Treaties (KF/8203/1903) and Rifle, Blanket and Kettle: Selected Indian Treaties and Laws (KF/8202/1985).

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Comments or questions regarding Legalities information may be directed to Editor, State Law Library of Montana, Justice Building, 215 N. Sanders, Helena, MT 59620.



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